



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/839,955

Applicant: Gilat Aviely

Filed: April 19, 2001

TC/A.U.: 2665

Examiner: Ryman, Daniel J.

Confirmation No.: 4510

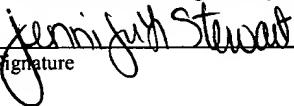
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

on November 15, 2005

Date of Deposit

Jennifer L. Stewart

Name of Person Mailing Correspondence

 11/15/05
Signature Date

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Mail Stop Amendment

RESPONSE TO OFFICE ACTION

Sir:

In response to the Office Action of June 28, 2005, reconsideration of this application is respectfully requested. The rejections of the claims as set forth in the Office Action should be withdrawn because the present claims recite features neither taught nor suggested by the cited references, whether considered alone or in combination with one another. Accordingly, the claims are patentable over these references.

With respect to claim 1 and its dependence claims, the Office Action cites Itakura (US 5,901,149) for teaching, in essence, a retriever coupled to a buffer for retrieving "time restricted data" at a retrieval rate set by a controller and a monitor for monitoring the level of the time restricted data in the buffer at a monitoring rate. However, this analysis is flawed. For example, the "retriever" cited by the Office Action (ref 11 in Itakura) is very different from the claimed retriever recited in claim 1. Claim 1 recites a retriever . . . for retrieving the time restricted data